(1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

M.A. No. 1369 / 2004.

APPELLANTS :1. VIRENDRA KUMAR S/o late Chinta Ram, Aged about 26 years.

2. Ramesh Kumar S/o late-Chinta Ram , Aged about-24 years

3. Dwarika S/o late Chinta-Ram, Aged about 22 years.

4. Yogesh Kumar S/o late-Chinta Ram , Aged about-20 years.

5. Ku.Devki Bai D/o late-Chinta Ram, Aged about-18 years.

All resident of village Ratesara, Tahsil Charama, Dist.Kanker (C.G.).

V E R S U S.

RESPONDENTS 1. S.SANYASI RAO, S/o S.Shkachalam, Aged about-44 years, R/o Vijaya-nagram, P.S. Vidhyadhar-nagram, Dist. Krishna(A.P.)

2. Venkateshwar Rao, S/o Kosaiya, Aged about - 36 years, R/o Vidhyadhar-puram, Dist.Krishna (A.P.)

contd.2/..

3. The New India Insurance Company Limited, Regional Office, Regional Manager, Power House Bhilai, Dist. Durg (C.G.).

4. Issuing Office The New India Insurance Building 87/Mahatma-Gandhi Marg Mumbai.

4.a) Krishna Kumar Soni S/o Ram - Prasad Soni.

b) Ram Prasad Soni S/o Not known.

c) Ansuiya Bai W/o Ram Prasad Soni.

d) Vijayalaxmi, D/o Ram Prasad Soni.

e) RajLaxmi D/o Ram Prasad Soni.

f) Jabdish S/o Ram Prasad Soni.

g) Rajrani D/o Ram Prasad Soni.

h) Krishna Kumar D/o Ram Prasad - Soni. Non-applicant No. 1 and g Minor, through Father, Ram Prasad-Soni.

All resident of Aamapara Kanker (C.G.).

5. The Oriental Insurance Co. Regional Manager, Regional Office, Malviya-Nagar, Durg Dist Durg (C.G.), issued office Dhamtari (C.G.)

APPEAL UNDER SECTION 173 OF THE MOTOR VEHICLE ACT, 1988.

Claim Value - Rs 10,00,000/-
Claim awarded - Rs 60,000/-
~~Valued at Rs. 60,000/- as per award for jurisdiction.~~
Appeal Value - Rs 9,40,000/-
17/11/04

Being aggrieved by the Award/Judgement and decree dated 22.9.04 passed by Additional Motor Accident-Claims Tribunal, Balod, Shri P.N.Tembhurkar, in Claims Case No. 60/2001, Virendra Kumar and 4 others Versus S.Sanyasi-Rao and 4 others in which less compensation has been

contd.3/....

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ....M.A.No. 1369/04 **सन्** 200

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

LOK ADALAT

02/09/2006

Appellant No.1 with and others by Shri D.R. Gajendra, Advocate.

Shri K.L. Daswani, Divisional Manager, New India Insurance Company Limited with Shri N.K. Agrawal, Sr. Advocate with Shri Kamrool Aziz, Advocate, counsel for respondent No. 3.

None for rest of the respondents.

In terms of compromise, award is passed as below:-

1 In addition to compensation already awarded by the Tribunal, respondent No. 3 shall pay Rs.41,000/- (Rupees forty-one thousand) to the appellants.

2 For disbursement and deposit in FDR, the direction and ratio adopted by the Tribunal, if any, shall follow.

3 The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.

4 Appellants shall be entitled to receive interest on the amount so deposited.

5 In view of the above, appeal against rest of the respondents stands dismissed.

6 Copy of the award shall be given to the parties free of cost.

Sd/-
V.K. Shrivastava
Judge
Bilaspur

Sd/-
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

Raju

(पीछे देखिये)